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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA ) CASE NO. CR 15-00409 WHA  
v. )  
LESLIE JAMES MCNEAL, ) STIPULATION AND [PROPOSED] ORDER  
Defendant. ) EXCLUDING TIME FROM OTHERWISE  
 ) APPLICABLE SPEEDY TRIAL ACT  
 ) CALCULATION  
)  
)

## **STIPULATION**

IT IS HEREBY STIPULATED by the parties, through undersigned counsel, that:

1. The parties appeared before the Court on September 8, 2015 at 2:00 p.m. for a status hearing. Mr. McNeal was present and in custody and represented by Assistant Federal Defender Brandon LeBlanc. Assistant United States Attorney Michael Maffei appeared for the Government. The parties agreed to stipulate to a continuance of the matter, with time excluded for effective preparation of counsel, to allow defense counsel to review the discovery provided by the government, and for continuity of counsel, because a new assistant federal public defender will soon be appointed to represent McNeal.

2. Accordingly, with the parties' agreement as to the new date, the Court scheduled another status hearing for October 6, 2015 at 2:00 p.m., with the understanding that the parties would submit a

## **Stipulation and Proposed Order excluding time.**

3. The parties now formalize their request for a continuance of this matter to October 6, 2015 at 2:00 p.m. for a further status conference, and respectfully submit and agree that the period from September 8, 2015 through and including October 6, 2015 should be excluded from the otherwise applicable Speedy Trial Act computation because the continuance is necessary for effective preparation of counsel, taking into account the exercise of due diligence. Specifically, the time requested for exclusion will allow McNeal's newly appointed assistant federal public defender to review the discovery provided by the Government.

## IT IS SO STIPULATED.

DATED: September 8 2015

**BRIAN J. STRETCH**  
Acting United States Attorney

DATED: September 8, 2015

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/s/  
BRANDON LEBLANC  
Counsel for the Defendant

**[PROPOSED] ORDER**

Based upon the above-described Stipulation, THE COURT FINDS THAT the ends of justice served by granting a continuance from September 8, 2015 through and including October 6, 2015 outweigh the best interest of the public and the defendant in a speedy trial, and that failure to grant such a continuance would unreasonably deny the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

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1 Accordingly, THE COURT ORDERS THAT:

2 1. The parties shall appear before the Court on October 6, 2015 at 2:00 p.m. for a status  
3 hearing.

4 2. The period from September 8, 2015 through and including October 6, 2015 is excluded  
5 from the otherwise applicable Speedy Trial Act computation, pursuant to 18 U.S.C. § 3161(h)(7)(A) &  
6 (B)(iv).

7 IT IS SO ORDERED.

8  
9 DATED: September 16, 2015.

  
HON. WILLIAM H. ALSUP  
United States District Judge